

First Regular Session
Seventy-third General Assembly
STATE OF COLORADO

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 21-0114.02 Jery Payne x2157

SENATE BILL 21-079

SENATE SPONSORSHIP

Sonnenberg, Bridges, Buckner, Cooke, Coram, Danielson, Fields, Garcia, Gardner, Ginal, Gonzales, Hisey, Holbert, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundein, Priola, Rankin, Scott, Simpson, Smallwood, Story, Winter, Woodward

HOUSE SPONSORSHIP

Pelton and Valdez D.,

Senate Committees

Health & Human Services

House Committees

Agriculture, Livestock, & Water

A BILL FOR AN ACT

101 **CONCERNING THE SALE OF ANIMALS FOR CONSUMPTION TO INFORMED
102 END CONSUMERS IN A MANNER THAT EXEMPTS THE SALE FROM
103 CERTAIN LAWS.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

Section 1 of the bill allows a person to sell, without licensure, regulation, or inspection by a public health agency, poultry meat, rabbit meat, or fish meat if the animal was raised by the seller and to sell shares in the meat of an animal, which includes cattle, calves, sheep, poultry, hogs, rabbits, and fish, for future delivery if:

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
*Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

SENATE
3rd Reading Unamended
March 1, 2021

SENATE
Amended 2nd Reading
February 26, 2021

- The person displays, at the point of sale, a conspicuous disclaimer, or gives the purchaser a document with a disclaimer, that:
 - The seller is not licensed and the animals or meat are not subject to state regulation or inspection by a public health agency; and
 - The animals or meat are not intended for resale; and
 - The animals or meat are delivered directly from the seller to an informed end consumer, are sold only in Colorado, and the sale does not involve interstate commerce.

The purchaser is prohibited from reselling the animal or meat. The bill clarifies that the seller is not liable in a civil action for damages caused by inadequately cooking or improperly preparing the animal or meat for consumption.

Section 2 limits the number of brand inspections for an animal share sale to a single inspection before slaughter. Each purchaser must be listed on the inspection certificate. The state board of stock inspection commissioners will promulgate rules establishing procedures for a single inspection.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, **add 25-4-1617** as
3 follows:

4 **25-4-1617. Animal shares and meat sales by farmers and**
5 **ranchers - short title - definitions.** (1) **Short title.** THE SHORT TITLE OF
6 THIS SECTION IS THE "RANCH TO PLATE ACT".

7 (2) **Definitions.** AS USED IN THIS SECTION, UNLESS THE CONTEXT
8 OTHERWISE REQUIRES:

9 (a) (I) "ANIMAL" INCLUDES CATTLE, CALVES, SHEEP, ~~ELK~~, BISON,
10 GOATS, HOGS, AND RABBITS.

11 (II) "ANIMAL" DOES NOT INCLUDE FISH.

12 (b) "ANIMAL SHARE" MEANS AN OWNERSHIP INTEREST OF AT LEAST
13 ONE PERCENT IN THE MEAT OF A LIVE ANIMAL.

14 (c) "INFORMED END CONSUMER" MEANS A PERSON THAT IS THE

1 LAST PERSON TO PURCHASE A PRODUCT, THAT DOES NOT RESELL THE
2 PRODUCT, AND THAT HAS BEEN INFORMED BY THE SELLER IN COMPLIANCE
3 WITH SUBSECTION (3)(a) OF THIS SECTION THAT THE PRODUCT IS NOT
4 REGULATED OR INSPECTED BY THE DEPARTMENT OR A COUNTY OR
5 DISTRICT PUBLIC HEALTH AGENCY.

6 **(3) Sale exempt from licensure or inspection.** SECTIONS
7 25-4-1604 TO 25-4-1613 DO NOT APPLY TO A SALE OF ANIMALS, ANIMAL
8 SHARES, OR MEAT UNDER THIS SECTION IF:

9 (a) THE PERSON MAKING THE SALE PROVIDES A DISCLAIMER THAT
10 READS, "THE SELLER OF THIS MEAT IS NOT SUBJECT TO LICENSURE, AND
11 THE SALE OF ANIMALS OR MEAT FROM THIS SELLER IS NOT SUBJECT TO
12 STATE REGULATION OR INSPECTION BY A PUBLIC HEALTH AGENCY.
13 ANIMALS OR MEAT PURCHASED FROM THIS SELLER ARE NOT INTENDED FOR
14 RESALE." USING THE FOLLOWING METHODS:

15 (I) CONSPICUOUSLY DISPLAYING, AT THE POINT OF SALE, A
16 PLACARD, SIGN, OR CARD WITH THE DISCLAIMER; AND
17 (II) OBTAINING A SIGNATURE ON A DOCUMENT WITH THE
18 DISCLAIMER FROM THE PURCHASER BEFORE THE SALE OR AT THE POINT OF
19 SALE; AND

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21 (b) THE ANIMAL, ANIMAL SHARES, AND MEAT BEING SOLD:

22 (I) ARE DELIVERED DIRECTLY FROM THE SELLER TO AN INFORMED
23 END CONSUMER; AND

24 (II) ARE SOLD ONLY IN COLORADO.

25 **(4) Authorization to sell certain types of meat and animal**
26 **shares.** (a) A PERSON THAT SATISFIES THE REQUIREMENTS OF SUBSECTION
27 (3) OF THIS SECTION MAY SELL:

1 (I) RABBIT MEAT TO AN INFORMED END CONSUMER IF THE MEAT
2 IS DERIVED FROM AN ANIMAL RAISED BY THE PERSON AND THE ANIMAL IS
3 SLAUGHTERED AND BUTCHERED BY THE PERSON; OR

4 (II) ANIMAL SHARES OF AT LEAST ONE PERCENT OF A LIVE ANIMAL
5 TO AN INFORMED END CONSUMER FOR FUTURE DELIVERY AS AGREED TO
6 BETWEEN THE PERSON AND THE INFORMED END CONSUMER.

7 (b) THE OWNER OF AN ANIMAL, AN ANIMAL SHARE, OR MEAT MAY
8 HAVE THE ANIMAL, ANIMAL SHARE, OR MEAT COMMERCIAL
9 SLAUGHTERED, BUTCHERED, OR PROCESSED. PROCESSING MAY INCLUDE
10 MAKING VALUE-ADDED MEAT PRODUCTS, SUCH AS SAUSAGE OR JERKY.

11 **(5) Resale prohibited.** A PERSON THAT PURCHASES, UNDER THIS
12 SECTION, ANIMALS, ANIMAL SHARES, OR MEAT SHALL NOT RESELL THE
13 ANIMALS, ANIMAL SHARES, OR MEAT.

14 **(6) Liability.** A PERSON THAT SELLS, UNDER THIS SECTION,
15 ANIMALS, ANIMAL SHARES, OR MEAT IS NOT LIABLE IN A CIVIL ACTION FOR
16 ANY DAMAGES CAUSED BY INADEQUATELY COOKING OR IMPROPERLY
17 PREPARING FOR CONSUMPTION ANIMALS, ANIMAL SHARES, OR MEAT.

18 **SECTION 2.** In Colorado Revised Statutes, 35-53-101, **add** (3)
19 as follows:

20 **35-53-101. Brand inspection fee - animal shares - minimum fee**
21 **- waiver permit - rules - definition.** (3) (a) WHEN PERFORMING AN
22 INSPECTION OF LIVESTOCK SOLD AS ANIMAL SHARES IN ACCORDANCE WITH
23 SECTION 25-4-1617, AN AUTHORIZED COLORADO BRAND INSPECTOR SHALL
24 INSPECT THE LIVESTOCK ONLY ONCE IMMEDIATELY BEFORE SLAUGHTER
25 NOTWITHSTANDING THE LIVESTOCK BEING SOLD TO MULTIPLE
26 PURCHASERS.

27 (b) THE STATE BOARD OF STOCK INSPECTION COMMISSIONERS

1 SHALL PROMULGATE RULES IMPLEMENTING THIS SUBSECTION (3),
2 INCLUDING ESTABLISHING PROCEDURES FOR A SINGLE BRAND INSPECTION
3 BEFORE SLAUGHTER OF LIVESTOCK INTENDED TO BE SOLD AS ANIMAL
4 SHARES IN ACCORDANCE WITH SECTION 25-4-1617.

5 (c) AS USED IN THIS SUBSECTION (3), "ANIMAL SHARE" HAS THE
6 MEANING SET FORTH IN SECTION 25-4-1617 (2)(b).

7 **SECTION 3. Safety clause.** The general assembly hereby finds,
8 determines, and declares that this act is necessary for the immediate
9 preservation of the public peace, health, or safety.